

## **ORDINANCE NO. 98-2 Amended**

### **AN ORDINANCE TO REPLACE SECTION 130.04 (A) & (B) OF THE LAFAYETTE CITY CODE PERTAINING TO JUVENILE CURFEWS**

WHEREAS, the current City Ordinance pertaining to curfew violations does not pertain to 16 and 17 year olds; and

WHEREAS, a change is needed in the current city code pertaining to curfews for minors which change will protect our youth, help prevent juvenile crime problems and bring the City Code in line with State Law.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LAFAYETTE, INDIANA, THAT:

Section 1: That Section 130.04 (A) & (B) of the Lafayette City Code is hereby deleted and the following language is hereby substituted in its place:

(A) It is made unlawful for any person under the following ages to remain in or on any of the public streets, alleys, or public places in the City during the following times and days:

1. For any person under the age of 18 years the following curfew applies:
  - a. 1:00 A.M. – 5:00 A.M. on Saturday or Sunday.
  - b. 11:00 P.M. – 5:00 A.M. on Sunday, Monday, Tuesday, Wednesday Thursday or Friday.
2. For any person under the age of 16 years the following curfew applies:
  - a. 11:00 P.M. – 5:00 A.M. on Friday or Saturday
  - b. 10:00 P.M. – 5:00 A.M. on Sunday, Monday, Tuesday, Wednesday or Thursday.

(B) Any child under 18 years of age who is found violating division (A) above by any police officer or other peace officer shall be taken before the juvenile court of the county or the judge thereof, to be charged, tried, and punished for the violation of division (A) above, as now or hereafter provided by laws of the State for the punishment of juvenile offenders. The police officer may also have the option of issuing the same said child a written citation for this violation to appear in the Violations Bureau to pay a fine.

- (C) This Section shall not apply to a child who is:
- (1). Accompanied by the child's parent, guardian, or custodian;
  - (2). Accompanied by an adult specified by the child's parent, guardian, custodian;

(3) Participating in, going to, or returning from:

- (a) lawful employment;
- (b) a school sanctioned activity;
- (c) a religious event; or
- (d) a necessary errand or duty directed by the child's parent, guardian, or custodian.

Passed by the Common Council of the City of Lafayette Indiana, this 3<sup>rd</sup> day of March, 1998.

LAFAYETTE CITY COUNCIL

By: Ronnie J Alting s/s  
Ronald J. Alting, President

ATTEST:

Lisa Decker s/s  
Lisa Decker, City Clerk

Presented by me to the Mayor of the City of Lafayette, Indiana, on the 3<sup>rd</sup> day of March, 1998.

Lisa Decker s/s  
Lisa Decker, City Clerk

Approved and signed by me on this 3<sup>rd</sup> day of March, 1998.

Dave Heath s/s  
Dave Heath, Mayor

ATTEST:

Lisa Decker s/s  
Lisa Decker, City Clerk

Sponsored by Mayor Dave Heath...